

1 The Hon. Chief Judge Ricardo S. Martinez
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ALAN BRAHAMSHA, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

STARBUCKS CORPORATION,

Defendant.

No. 2:16-cv-01667-RSM

STIPULATION OF DISMISSAL
PURSUANT TO FED. R. CIV. P. 41

Plaintiff Alan Brahamsha and Defendant Starbucks Corporation (together, the “Parties”), by and through their undersigned counsel, hereby stipulate and agree, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), to the dismissal *with prejudice* of Mr. Brahamsha’s individual claims and *without prejudice* as to the putative class’s claims. In support of this stipulation, the Parties state as follows:

WHEREAS, on July 28, 2016, Mr. Brahamsha filed his class action complaint in the Superior Court of New Jersey, Monmouth Vicinage (Dkt. 1-1), and it was later removed to the District of New Jersey (Dkt. 1);

WHEREAS, on October 25, 2016, the action was transferred to the Western District of Washington (Dkt. 11);

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1 WHEREAS, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) the Parties may
2 stipulate to the dismissal of this action without a Court order;

3 WHEREAS, the Parties have conferred and agreed to stipulate to the dismissal *with*
4 *prejudice* of Mr. Brahamsha's individual claims against Defendant in this action;

5 WHEREAS, the Parties have further conferred and agreed to stipulate to the dismissal
6 *without prejudice* of the putative class's claims against Defendant in this action;

7 WHEREAS, the Parties shall each bear their own attorneys' fees and expenses incurred
8 in any way related to the litigation of this action;

9 NOW THEREFORE, the Parties hereby STIPULATE and AGREE as follows:

10 1. Plaintiff Brahamsha's individual claims against Defendant in this action shall be
11 dismissed *with prejudice*;

12 2. The claims of the putative class in this action shall be dismissed *without*
13 *prejudice*;

14 3. The Parties shall each bear their own attorneys' fees and expenses incurred in any
15 way related to the litigation of this action.

16 IT IS SO STIPULATED.

17 Dated: January 24, 2017

s/ Cliff Cantor

By: Cliff Cantor, WSBA #177893

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Attorneys for Plaintiff Alan Brahamsha

Dated: January 24, 2017

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Attorneys for Defendant

Certificate of Service

I certify that, on the date stamped above, I caused this document to be filed with the Clerk of the Court via the CM/ECF system, which will email notice of filing to counsel of record for all parties.

s/ Cliff Cantor, WSBA #17893

**STIPULATION OF DISMISSAL
No. C16-1667 RSM**